

KEVIN G. HORBATIUK (KGH-4977)  
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Attorneys for Defendant  
**CUNNINGHAM DUCT WORK s/h/i/a**  
**CUNNINGHAM DUCT CLEANING CO., INC.**  
26 Broadway - 28th Floor  
New York, New York 10004  
(212) 482-0001

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
**IN RE COMBINED WORLD TRADE CENTER  
AND LOWER MANHATTAN DISASTER SITE  
LITIGATION**  
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**21 MC 102 (AKH)**

**ANDRZEJ BORKOWSKI,**

**DOCKET NO:  
07 CV 1472**

**Plaintiff,**

**-against-**

**100 CHURCH, LLC, ALAN KASMAN DBA  
KASCO, AMBIENT GROUP, INC., AMERICAN  
EXPRESS BANK, LTD., AMERICAN EXPRESS  
COMPANY, AMERICAN EXPRESS TRAVEL  
RELATED SERVICES COMPANY, INC.,  
BATTERY PARK CITY AUTHORITY, BFP ONE  
LIBERTY PLAZA CO., LLC, BFP TOWER  
C CO., LLC, BFP TOWER C MM LLC  
BLACKMON-MOORING STEAMATIC  
CATASTROPHE, INC., d/b/a BMS CAT, BOARD  
OF MANAGERS OF HUDSON VIEW EAST  
CONDOMINIUM, BROOKFIELD FINANCIAL  
PROPERTIES, INC., BROOKFIELD  
FINANCIAL PROPERTIES, L.P, BROOKFIELD  
PARTNERS, L.P., BROOKFIELD PROPERTIES  
CORPORATION, BROOKFIELD PROPERTIES  
HOLDINGS, INC., CUNNINGHAM DUCT  
CLEANING CO., ENVIROTECH CLEAN  
AIR, INC., FGP 90 WEST STREET, INC.,  
GPS ENVIRONMENTAL CONSULTANTS,  
INC., HARRAH'S OPERATING COMPANY, INC.,  
HILTON HOTELS CORPORATION, HUDSON  
VIEW EAST CONDOMINIUM, HUDSON VIEW  
TOWER ASSOCIATES, INDOOR AIR**

**NOTICE OF  
ADOPTION OF  
ANSWER TO  
MASTER COMPLAINT**

PROFESSIONALS, INC., INDOOR ENVIRONMENTAL TECHNOLOGY, INC., KASCO RESTORATION, SERVICES, CO., KIBEL COMPANIES, LAW ENGINEERING, P.C, LEHMAN BROTHERS HOLDINGS INC., LEHMAN BROTHERS, INC., LEHMAN COMMERCIAL PAPER, INC., MCCLIER CORPORATION, MERRILL LYNCH & CO., INC., NYSE INC., R Y MANAGEMENT CO., INC., ROYAL AND SUNALLIANCE INSURANCE GROUP, PLC RY MANAGEMENT, STRUCTONE TONE (UK) INC., STRUCTURE TONE GLOBAL SERVICES, INC., THE NEW YORK CITY DEPARTMENT OF EDUCATION, THE NEW YORK CITY SCHOOL AUTHORITY, TRAMMELL CROW COMPANY, TRAMMELL CROW CORPORATE SERVICES, INC., TRC ENGINEERS, INC., TRIBECA NORTH END, LLC, TUCKER ANTHONY, INC., WESTON SOLUTIONS, INC., WFP RETAIL CO. G.P., CORP., WFP RETAIL CO. L.P., WFP TOWER A CO., WFP TOWER A CO., G.P., CORP., WFP TOWER A CO., L.P., WFP TOWER D CO., G.P., CORP., WFP TOWER D HOLDING CO., I L.P., WFP TOWER D HOLD I G.P., CORP., WFP TOWER D CO., L.P., AND ZAR REALTY MANAGEMENT CORP., ET AL.

**Defendants.**

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PLEASE TAKE NOTICE, that defendant CUNNINGHAM DUCT WORK s/h/i/a CUNNINGHAM DUCT CLEANING CO., INC. ("CUNNINGHAM"), by its attorneys, RUSSO, KEANE & TONER, LLP, as and for its Response to the allegations set forth in the Complaint by Adoption (Check-Off-Complaint) Related to the Master Complaint filed in the above referenced action, hereby adopt their Answer to Master Complaint dated, August 1, 2007, which was filed in the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102 (AKH).

WHEREFORE, the defendant, CUNNINGHAM demands judgment dismissing the above captioned caption action as against it, together with its costs and disbursements and for such other and further relief as this Court deems just and proper.

Dated: New York, New York  
January 24, 2008

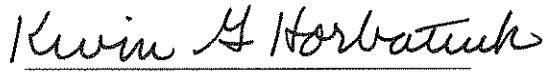
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RKT File No. 824.078

TO: CHRISTOPHER R. LaPOLA, ESQ.,  
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New York, New York 10006  
(212) 267-3700

**CERTIFICATION OF SERVICE**

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 24th day of January, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,  
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KEVIN G. HORBATIUK